

AMENDED IN SENATE MARCH 27, 2007

SENATE BILL

No. 473

Introduced by Senator Cox

February 21, 2007

An act to add Section ~~10350~~ *11006* to the ~~Public Contract Government~~ Code, relating to state ~~contracts~~ agencies.

LEGISLATIVE COUNSEL'S DIGEST

SB 473, as amended, Cox. State ~~contracts: bidding~~ agencies: fingerprinting vendors.

Existing law requires the Department of Justice to establish and implement a certification program in the Department of Justice for processing fingerprint-based criminal background clearances on individuals who roll fingerprints. Existing law requires the Department of Justice to work with applicant regulatory entities to improve and make more efficient the criminal offender record information request process related to employment, licensing, and certification background investigations.

This bill would require state agencies that require fingerprinting services for non-law-enforcement purposes to accept electronic fingerprint impressions from any live scan provider certified by the Department of Justice to roll fingerprint impressions. The bill also would require any state agency that identifies a Live Scan fingerprinting services provider on its own Web site to also include a list of all fingerprinting services providers certified by the Department of Justice or to provide a link to the Department of Justice's Web site that lists all certified live scan fingerprinting services providers.

~~The State Contract Act governs contracting between state agencies and private contractors, and sets forth requirements for the procurement~~

~~of materials, supplies, equipment, and services by state agencies. Existing law sets out the various responsibilities of the Department of General Services, and other state agencies, in overseeing and implementing state contracting procedures and policies.~~

~~This bill would allow a contract between a state agency and a vendor that provides electronic fingerprinting services, and that is certified by the Department of Justice to provide electronic fingerprinting services, to be let as a noncompetitive bid contract. The bill also would require the state agency to post on its Web site all approved vendors that provide electronic fingerprinting services and all vendors certified by the Department of Justice to provide electronic fingerprinting services.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11006 is added to the Government Code,
2 to read:

3 11006. (a) Notwithstanding any other provision of law, any
4 state agency that requires fingerprinting services for
5 non-law-enforcement purposes shall accept electronic fingerprint
6 impressions from any live scan fingerprinting service provider
7 certified by the Department of Justice to roll fingerprint
8 impressions as provided for under Section 11102.1 of the Penal
9 Code.

10 (b) Any state agency that identifies a live scan fingerprinting
11 services provider on its own Web site shall also include a list of
12 all fingerprinting services providers certified by the Department
13 of Justice or shall provide a link to the Department of Justice's
14 Web site that lists all certified live scan fingerprinting services
15 providers.

16 SECTION 1. ~~Section 10350 is added to the Public Contract~~
17 ~~Code, to read:~~

18 10350. (a) ~~The department shall exempt from its approval of~~
19 ~~contracts under this article, a contract between a state agency and~~
20 ~~a vendor that provides electronic fingerprinting services, and that~~
21 ~~is certified by the Department of Justice to provide electronic~~
22 ~~fingerprinting services, to be let as a noncompetitive bid contract.~~

23 ~~(b) Any state agency that lets a contract pursuant to this~~
24 ~~subdivision shall maintain a list on its Web site of all vendors~~

1 ~~approved by the state agency to provide electronic fingerprinting~~
2 ~~services and all the vendors certified by the Department of Justice~~
3 ~~to provide electronic fingerprinting services.~~

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